



The Tennessee Sunshine Law Passed by the General Assembly in 1974 requires that meetings of state, city and county government bodies be open to the public and that any such governmental body give adequate public notice of such meeting. Open meeting notices can also be accessed at <https://www.tn.gov/hsda/health-care-facilities/hcf-board/hcf-board/meeting-schedule.html>.

**HEALTH FACILITIES COMMISSION  
MEMORANDUM  
SECOND AMENDED**

**Date:** June 6, 2023

**From:** Wanda E. Hines, Board Administrator

**Name of Board or Committee:** Health Facilities Commission  
Board for Licensing Health Care Facilities  
Rulemaking Hearing, Emergency Rulemaking Hearing, and  
Board Meeting.

**Date of Meeting:** June 6, 2023

**Time:** 9:00 AM., C.D.T.

**Place:** 665 Mainstream Drive, Iris Conference Room, 1<sup>st</sup> Floor,  
Nashville, TN 37243

**Major Item(s) on Agenda:** See attachment.

***In the event that a physical quorum cannot be achieved, participation by electronic means may be achieved by using the following link:***

Microsoft Teams meeting

**Join on your computer, mobile app or room device**

[Click here to join the meeting](#)

Meeting ID: 248 687 667 69

Passcode: NX5F5D

[Download Teams](#) | [Join on the web](#)

**Join with a video conferencing device**

stateoftn@m.webex.com

Video Conference ID: 115 660 433 7

[Alternate VTC instructions](#)

**Or call in (audio only)**

[+1 629-209-4396](tel:+16292094396), 665447018# United States, Nashville

Phone Conference ID: 665 447 018#

[Find a local number](#) | [Reset PIN](#)

**Link to Live Video Stream:**

June 6, 2023

<https://tdh.streamingvideo.tn.gov/Mediasite/Play/ee5623d33a93474eb5b0460bd0773eac1d>

This memo shall be forwarded from individual programs to the Public Information Office on the 15th day of the preceding month. The Public Information Office will prepare the monthly list of meetings within the Department and have ready for distribution to state media by the 28th day of the preceding month.

PH-1850 (Rev. 3/79)

RDA N/A



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LOGAN GRANT  
EXECUTIVE DIRECTOR

CAROLINE TIPPENS  
DIRECTOR, LICENSURE & REGULATION

*THE MISSION OF THE HEALTH FACILITIES COMMISSION IS TO  
PROMOTE ACCESS TO QUALITY, COST-EFFECTIVE HEALTHCARE IN TENNESSEE*

HEALTH FACILITIES COMMISSION  
BOARD FOR LICENSING HEALTH CARE FACILITIES

PUBLIC NOTICE OF RULEMAKING HEARING  
EMERGENCY RULEMAKING HEARING  
AND BOARD MEETING

JUNE 6, 2023 - 9:00 A.M., C.D.T.

IRIS CONFERENCE ROOM, 1<sup>ST</sup> FLOOR

PLEASE REMEMBER TO SILENCE YOUR ELECTRONIC DEVICES  
WHEN THE BOARD IS IN SESSION

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CONSENT AGENDA

I. CALL THE MEETING TO ORDER AND ESTABLISH A QUORUM.

II. LICENSE STATUS REQUESTS.

A. EYE CARE SURGERY CENTER OF MEMPHIS, MEMPHIS-ASTC #167

This ambulatory surgical treatment center is requesting to place their license on inactive status for one (1) year through June 30, 2024. Eye Care Surgery Center of Memphis performed their last surgery on March 13, 2023 and the facility is closed for the foreseeable future.

B. BERENICE M. SANONE, LAKELAND-PSS #426

This Professional Support Service agency is requesting to place their license on inactive status for one (1) year through June 2024. This agency does not have any patients approved for services.

C. HUMBOLDT NURSING AND REHABILITATION CENTER, HUMBOLDT-NH #87

These one hundred twenty (120) beds skilled nursing home facility is requesting a second extension waiver for their license to remain on inactive status for one (1) additional year. The owner of HNRC plans to continue to pursue sale or re-opening possibilities and needs additional time to complete this process.

- D. **SISKIN HOSPITAL'S SUBACUTE REHABILITATION PROGRAM, CHATTANOOGA-NH #382**  
These twenty-nine (29) beds nursing home facility is requesting a sixth inactive status extension waiver for their license to remain on inactive status for an additional one (1) year through June 2024.
- E. **COOKEVILLE REGIONAL MEDICAL CENTER/UPPER CUMBERLAND PHYSICIAN'S SURGERY CENTER, COOKEVILLE-ASTC #155**  
Upper Cumberland Physicians Surgery Center is requesting an second extension waiver for their license to remain on inactive status for one (1) additional year through June 2024. Leadership of Cookeville Regional is actively exploring options for new partnership that would result in reactivating the UCPSC license.
- F. **MEMORIAL/MISSION OUTPATIENT SURGERY CENTER, CHATTANOOGA-ASTC #147**  
This ambulatory surgical treatment center is requesting an eighth extension waiver to remain on inactive status for an additional one (1) year through June 2024. Memorial/Mission is currently in active discussions with a physician group regarding reopening of this facility and remains optimistic that those conversations will lead to an agreement.
- G. **BAPTIST TRINITY HOME CARE-PRIVATE PAY DIVISION, MEMPHIS-HHA #242**  
This home health agency is requesting a fifth extension waiver for their license to remain on inactive status for an additional one (1) year through June 2024. Baptist-Trinity is a home health agency authorized to provide services in Fayette, Hardeman, Haywood, Shelby, and Tipton counties. Inactive status for this license will provide Baptist-Trinity additional time to determine a definitive plan for the continued operation of this service.
- H. **JACKSON PARK CHRISTIAN HOME, NASHVILLE-NH #55**  
This twenty-eight (28) bed nursing home facility is requesting its ninth extension waiver for their license to remain on inactive status for an additional twelve (12) months through June 2024. This facility ceases operations because the operation of the beds was economically unfeasible. Signature continues to evaluate the best options for the licensed facility going forward, and Signature has continued to update the Board during that period.
- I. **NASHVILLE METRO CARE & REHABILITATION CENTER, NASHVILLE-NH #47**  
This one hundred eleven (111) bed skilled nursing home facility is requesting an additional twelve (12) months extension to remain on inactive status until the next board meeting in June 2024. Attorney John Cheadle, Jr. as receiver for this asset and BOKF as owner is agreeing to the continuation.
- J. **WAYNE COUNTY NURSING HOME, WAYNESBORO-NH #277**  
This forty-six (46) bed nursing home is seeking a sixth extension waiver for their license to remain on inactive status for an additional twelve (12) months through June 2024. This facility ceases operations because the operation of the beds was economically unfeasible. This facility continued to evaluate the best option for the licensed facility going forward.
- K. **ST. CLARE HEALTH AND REHAB, LLC, BARTLETT -NH #250**  
This forty-eight (48) bed nursing home is requesting to place their license on inactive status effective April 4, 2023 for two (2) years through June 2025. The last resident moved out of the facility on April 3, 2023.

**III. BOARD POLICY CONSENTS.**

**A. THE FOLLOWING NURSING HOMES ARE REQUESTING TO WAIVE NURSING HOME REGULATIONS 0720-18-.04(1) FOR A TENNESSEE REPLACEMENT IS HIRED OR RECEIVES HIS/HER LICENSE IN TENNESSEE BY BOARD POLICY #81:**

1. Cloria Oak Post-Acute and Rehabilitation Center, Palmyra – NH #192  
John E. Norris, Temporary Administrator
2. Briarwood Community Living Center, Lexington – NH #127  
Wylee Washington, Temporary Administrator

**IV. CONSIDERATION AND RATIFICATION OF LICENSURE APPLICATIONS (CHANGE OF OWNERSHIP (CHOWS) AND (INITIALS)).**

**B. RATIFICATION.**

1. QUALIFYING APPLICATIONS (Approval)

(INITIALS)

- a. Assisted Care Living Facilities  
Bailey Manor, Hixson  
Brightmore of East Memphis, Memphis
- b. Home Health Agencies  
MALC, LLC, Memphis  
TwelveStone Infusion Support, Murfreesboro
- c. Hospital  
Select Specialty Hospital-West Tennessee, LLC, Jackson
- d. Nursing Homes  
Jefferson Park at White Pine, White Pine
- e. Outpatient Diagnostic Center  
Covenant Health Diagnostic, LLC, Knoxville

2. (CHOWS)

- a. Assisted Care Living Facilities  
The Maristone of Franklin, Franklin
- b. Home for the Aged  
The Courtyard Assisted Living, Dayton

**V. APPROVAL OF MINUTES.**

- A. April 5, 2023 Board Meeting
- B. May 24, 2023 Assisted Care Living Facilities Standing Committee Meeting
- C. May 31, 2023 Performance Improvement Issue Committee Meeting

**VI. LICENSE STATUS UPDATES.**

**A. VANDERBILT WILSON COUNTY HOSPITAL, LEBANON-HOSP #137**

Vanderbilt Wilson County Hospital is a 245-bed community hospital with two campuses consisting of a 170 acute care beds main campus and the McFarland satellite campus consisting of 49 psychiatric beds and 26 rehabilitation beds. The McFarland satellite campus will no longer be providing patient care effective June 20, 2023. Wilson County Hospital is requesting to place McFarland facility licensed on inactive status for one (1) year until the June 2024 Board meeting.

**B. TRISTAR ASHLAND CITY MEDICAL CENTER HOSPITAL, ASHLAND CITY-HOSP #13**

HCA Health Services of Tennessee, Inc., owned and operated TriStar Ashland City Medical Center (ACMC) as a critical access hospital and had requested the Board for Licensing Health Care Facilities to approve the conversion of ACMC into a satellite hospital of TriStar Centennial Medical Center, Nashville that was approved on November 22, 2022. On November 23, 2022 the day after approval CMS published a final rule CMS-1772-FC that established rural emergency hospitals as a new Medicare provider effective January 1, 2023. May 12, 2023 a discussion with ACMC to a REH with Palmetto confirmed eligible to convert to a REH but was asked for ACMC to reinstate its hospital license effective January 1, 2023. Based on Palmetto's guidance ACMC is requesting approval of the reinstitution of ACMC's hospital license #13 effective January 1, 2023 and the complete rescission of the conversion of ACMC to a satellite hospital of Centennial, so ACMC may begin the process of converting to a REH in accordance with the process that have been set forth by CMS and Palmetto.

**C. CUMBERLAND RIVER HOMECARE, JAMESTOWN-HHA #135**

Destiny Health, LLC the owner of Cumberland River Homecare, is requesting to place their license on inactive status for one (1) year through June 2024. A new operator is expected to a CHOW application to purchase the existing license. This allows the new owner time to reactivate the operations.

**D. \*FACILITY CLOSURES**

See attachment.

**VII. RULEMAKING HEARING – 10:00 a.m.**

Notice of Rulemaking Hearings can be viewed online at:  
[https://publications.tnsosfiles.com/rules\\_filings/03-15-23.pdf](https://publications.tnsosfiles.com/rules_filings/03-15-23.pdf)

- A.** Chapter 0720-14 Standards for Hospitals  
0720-14-.01 Definitions  
0720-14-.06 Basic Hospital Functions

- B.** EMERGENCY RULES - Public Chapter 99 (HB1429/SB925) – Quinlee's Law -Home Medical Equipment Services.

## BOARD AGENDA

### VIII. WAIVER REQUESTS.

A. **ROSE OF SHARON'S SENIOR VILLA, CHATTANOOGA – ACLF #292**

This twenty-eight (28) bed ACLF facility is seeking a waiver to have four (4) beds in a bedroom. This request was deferred from the April 5, 2023 Board meeting.

REPRESENTATIVE(S): Sharon Kelly, Owner

B. **TENNESSEE VALLEY HOME CARE, LLC d/b/a TENNESSEE QUALITY CARE-HOME HEALTH, LEBANON – HHA #221**

Tennessee Quality Care-Home Health (TQC) is seeking a waiver of the 100 mile radius for the location of a branch office from the parent office. The new branch office will be located with the parent office located in Paris. The distance between the branch and parent office is 127 miles.

REPRESENTATIVE(S): Chris, Puri, Attorney

### IX. DISCUSSION(S)

A. Approval of the Joint Annual Report on the Status of Children's Emergency Care Alliance of Tennessee (CECA TN) 2023.

REPRESENTATIVE(S): Natasha Kurth, Executive Director  
Children's Emergency Care Alliance of Tennessee (CECA TN)

B. 2023 1<sup>st</sup> Quarter Performance Report from Vanderbilt University Medical Center #27 regarding services for its Hospital Care at Home Program.

C. Revisit-Discussion of language for Board Policy #88 regarding ACLF Rule 0720-26-.09(18)(B) [Building Standards] – Two (2) persons sharing one (1) bedroom.

D. Revisit-Activity Director Self-Study Course Requirements for Long-Term Care Facilities and Board Policy #92 – Activity Director Program Requirements.

E. **Heritage Assisted Living Home for the Aged, Knoxville – RHA #288**

Heritage Assisted Living Home for the Aged or an authorized representative, shall appear before in-person at each scheduled Board meeting held during the facility probationary period (12 months), to provide updates to the Board.

REPRESENTATIVE(S): Barry Hall, President

F. **Springfield Heights Assisted Living Facility, Springfield – ACLF #240**

Springfield Heights Assisted Living Facility or an authorized representative, shall appear in-person at the first scheduled Board meeting following final Board approval of this order to explain the circumstances surrounding the violations cited safety when in the ACLF and daily awareness of individual's whereabouts.

REPRESENTATIVE(S): Cecilia Smith, Regional Director of Operations

**G. Village of Murfreesboro, Murfreesboro – ACLF #498**

Village of Murfreesboro or an authorized representative, shall appear in-person at the June 6, 2023 Board meeting regarding the Respondent's failure to respond to requests for Plans of Correction.

REPRESENTATIVE(S): Susan Hall, Executive Director

**H. Cades Center, Inc., Jackson – ACLF #350**

Cades Center, Inc., or an authorized representative, shall appear in-person at the June 6, 2023 Board meeting. Cades Center have fulfilled all requirements and discuss the lift of their probationary status.

REPRESENTATIVE(S): Linda Burton, Owner

**I. Home Medical Equipment Application Revision.**

**J. Board Policy #91 – Rural Emergency Hospital Designation.**

**K. Board Policy #93 – CHOW Requirement for Limited Liability Company (LLC).**

**X. CONSIDERATION AND RATIFICATION OF LICENSURE APPLICATIONS (CHANGE OF OWNERSHIP (CHOWS) AND (INITIALS)).**

**A. SPECIAL CONSIDERATION.**

1. (INITIALS)  
N/A

2. (CHOWS)  
N/A

**XI. REPORTS.**

**A. TRAUMA SYSTEM REPORT – Robert Seesholtz, Trauma System Manager**

**B. NURSE AIDE REPORT – Ann Reed, Deputy Director of Licensure and Regulation**

**C. OFFICE OF LEGAL SERVICES REPORT – Nathaniel Flinchbaugh, Deputy General Counsel**

**XII. ORDERS.**

**A. CONSENT ORDER(S)**

**XIII. LEGISLATIVE UPDATE 2023 – Katie Thomas, Senior Policy Advisor**

**XIV. ADJOURN.**